

1 REDACTED version based on OEB Decision on confidentiality dated January 18,  
2010 and further Decision on confidentiality made during hearing January 28, 2010

EB-2009-0332

2 **IN THE MATTER OF** the *Ontario Energy Board Act, 1998*,  
3 S.O. 1998, c. 15, (Schedule B);

4 **AND IN THE MATTER OF** an application by Horizon Utilities  
5 Corporation for an order approving the recovery of certain  
6 amounts related to an unforeseen loss of revenue to be  
7 effective January 1, 2010.

8  
9 **HORIZON UTILITIES CORPORATION (“HORIZON UTILITIES”)**  
10 **CONFIDENTIAL RESPONSES TO**  
11 **U.S. STEEL CANADA INC. INTERROGATORIES**

12 **DELIVERED DECEMBER 2, 2009**

13  
14 **4. Ref: Application Summary, p. 4; section 4.d**

15 It is stated that:

16 *“The Applicant understands that the activity in Hamilton will continue until such time as*  
17 *the Subject Customer completes construction of a facility for the production of this input*  
18 *to be located adjacent to the plant in the United States, at which time the new plant will*  
19 *supply the United States plant”*

20 Given that this statement is not supported by any evidence presented in the Application  
21 (EB-2009-0332), and given that such evidence is most likely competitively sensitive in  
22 nature for the Subject Customer and thus not appropriate to place in the public domain,  
23 we respectfully request that the OEB satisfy itself that this statement is supported by  
24 evidence by requesting that Horizon confidentially disclose to the OEB documents to  
25 this effect, signed by an officer of the Subject Customer, verifying the veracity of the  
26 statement.

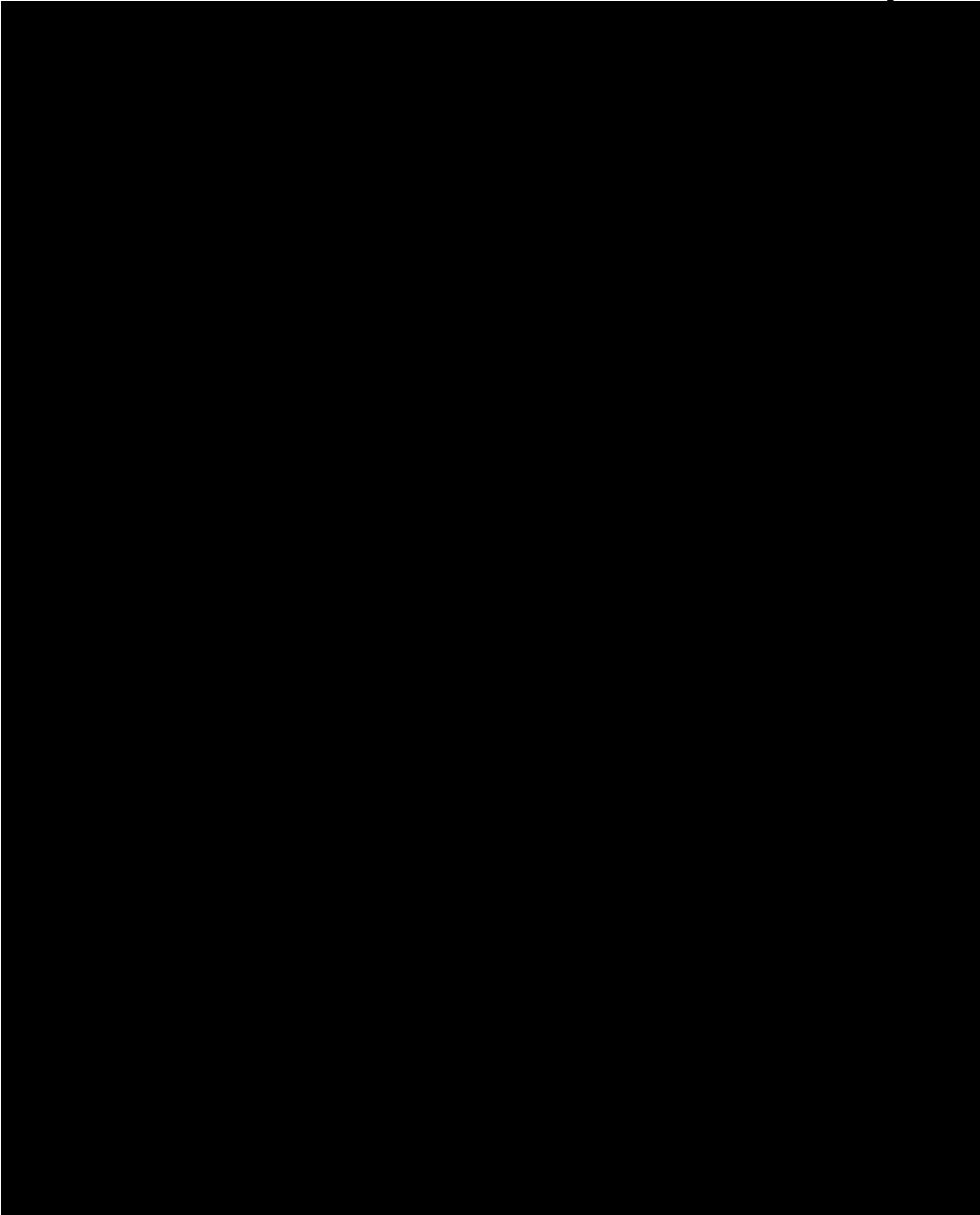
27 **Response:**



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